

PATENT
016295.1576

Debbie Allen
Signature

5-27-08
Date

In re application of:

Marks, et al.

Application Serial No.: 10/805,811

Filed: March 22, 2004

For: System and Method for Drive
Recovery Following a Drive Failure

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Group Art Unit: 2188

Confirmation No.: 1073

Examiner: Walter, Craig E.

Applicants hereby Request Continued Examination, in accordance with 37 C.F.R.

§ 1.114, for the above-identified application.

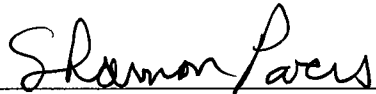
This request is being submitted before (i) the abandonment of this application; (ii) payment of the issue fee; (iii) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit; or (iv) the commencement of a civil action under 35 U.S.C. § 145 or 35 U.S.C. § 146.

Included herewith is an information disclosure statement (including Form PTO 1449) and an Amendment and Remarks to the Advisory Action mailed April 25, 2008.

Applicants hereby authorize and instruct the U.S. Patent and Trademark Office to charge Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1576, in the amount of \$810.00 for the request for continued examination fee and for any additional charges

necessary for the filing of this Request for Continued Examination. Applicants filed a timely response within two months to the Final Office Action mailed January 29, 2008. An Advisory Action was mailed on April 25, 2008. Therefore, Applicants hereby petition for a one-month extension of time to file this response under 37 C.F.R. § 1.136(a). The Commissioner is hereby authorized to debit the Deposit Account of Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1576, in the amount of \$120.00 for the fee under 37 C.F.R. § 1.17(a)(3) for the One-Month Petition for Extension of Time to File this Response. Applicants believe that no other fees are due in conjunction with the filing of this Response. Should the Commissioner deem that any additional fees are due, Applicants respectfully request that the Commissioner accept this as a Petition therefor, and direct that any additional fees be charged to Baker Botts L.L.P. Deposit Account No. 02-0383, Order Number 016295.1576.

Respectfully submitted,


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Baker Botts Docket Number: 016295.1576

Date: May 27, 2008